

Message Text

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ACTION L-02

INFO OCT-01 EUR-12 ISO-00 IO-10 INRE-00 SSO-00 NSCE-00

USIE-00 CIAE-00 DODE-00 PM-03 H-02 INR-07 NSAE-00

NSC-05 PA-01 PRS-01 SP-02 SS-15 OIC-02 OC-05 CCO-00

A-01 CPR-01 AF-06 ARA-06 EA-06 NEA-09 /097 W

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O 121416Z MAR 75

FM AMEMBASSY VIENNA

TO SECSTATE WASHDC IMMEDIATE 5074

INFO USUN NEW YORK IMMEDIATE 3015

C O N F I D E N T I A L VIENNA 2141

EO 11652: N/A

TAGS: PORG, AORG, PDIP, UN, AU

SUBJ: UN CONFERENCE ON THE REPRESENTATION OF STATES IN THEIR
RELATIONS WITH INTERNATIONAL ORGANIZATIONS (RSIO):
PLENARY AND FINAL VOTE

REF: USUN 764

1. ON QUESTION OF HOW US SHOULD VOTE ON FINAL TEXT OF
CONVENTION, WE AGREE FULLY WITH USUN THAT US SHOULD NOT
BE ISOLATED WITH ONE OR TWO OTHER DELS IN VOTING AGAINST
WHILE OTHER IMPORTATNT HOST STATES ABSTAIN. HOWEVER, FOLLOWING
UNCOMPROMISING ATTITUDE OF MAJORITY OF CONFERENCE PAR-
TICIPANTS AGAINST HOST STATE VIEWS IN FIRST FULL DAY OF PLENARY
CONSIDERATION OF COMMITTEE OF WHOLE TEXT (SEE
PARAS 5 AND 6 BELOW), MANY WEO MEMBERS IN EARLY MORNING
MEETING TODAY, MARCH 12, APPEARED READY TO DEMONSTRATE
THAT TEXT IS TOTALLY UNACCEPTABLE TO THEM. WE GROUP
ATMOSPHERE IS CHARGED WITH IRRITATION WITH AND EXASPERA-
TION AGAINST, IN PARTICULAR, LATIN AMERICANS (SEE SEPTTEL
FOR 10-LATIN-POWER DRAFT RESOLUTION) AND SOVIETS, AND
IN THAT CONTEXT WEO GROUP WILL MEET TOMORROW MORNING
TO DISCUSS HOW TO VOTE ON TEXT AS WHOLE. WE DREW IM-
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PRESSION THAT, INTER ALIA, BELGIUM, SWITZERLAND, FRANCE,

UK AND FRG WERE WILLING TO GO AS FAR AS TO VOTE AGAINST CONVENTION. MUCH DEPENDS UPON HANDLING OF PART V (GENERAL PROVISIONS), AND IN EYES OF SOME, LIKE ITALIANS AND GREEKS, UPON RETENTION OF FRENCH AMENDMENT TO FORMER ARTICLE 75 (NOW ARTICLE 101).

2. US DEL WOULD APPRECIATE SOME DISCRETION ON VOTE ON CONVENTION, BEARING IN MIND VALUE OF NOTICEABLE VOTING BLOC BY MAJOR HOST STATES EITHER TO VOTE AGAINST OR TO ABSTAIN. IN LIGHT OF CURRENT CONFERENCE ATMOSPHERE, WHICH IS NOT FAVORABLE, WE SUSPECT THAT FRENCH AMENDMENT WILL INDEED BE DELETED. ARTICLE 74 BIS (NOW ARTICLE 100) CALLING FOR COOPERATION OF SENDING STATE IN INVESTIGATION AND PROSECUTION OF ATTACKS ALSO FACES PROBABLE DEFEAT.

3. RE PARA 4 REFTTEL, ALL HOST STATES AT PRESENT TIME PLAN STRONG CRITICAL STATEMENTS DIRECTED AGAINST TEXT. ONLY SPAIN, TURKEY AND FINLAND AMONG WEO APPEAR PREPARED TO ACCEPT WHATEVER COMES OUT OF CONFERENCE.

4. ACTION REQUIRED: VOTING INSTRUCTIONS ON CONVENTION NEEDED URGENTLY AND AT LATEST BY COB TODAY, MARCH 12. US DEL WISHES AUTHORITY ABSTAIN ON VOTE AGAINST IN LIGHT OF NOTICEABLE (6-10) WEO COMPANY.

5. SITUATION IN PLENARY DURING MARCH 11 AND 12 HAS BEEN VERY UNSATISFACTORY FROM WESTERN AND HOST STATE POINT OF VIEW. LATIN AMERICAN GROUP COMBINED WITH SOVIETS AND IMPORTANT SCATTERING OF OTHER GROUPS HAS ELIMINATED VIRTUALLY ALL FAVORABLE CHANGES IN BASIC ILC TEXT WITH EXCEPTION OF REFERENCES TO ORGANIZATION ROLE. EFFORTS TO WORK OUT PACKAGE DEAL AT BEGINNING OF WEEK FAILED WHEN SOVIETS (CORRECTLY) DECIDED THAT THEY COULD HAVE THEIR WAY WITHOUT MAKING ANY CONCESSIONS. LATIN ATTITUDE IS MORE DIFFICULT TO EXPLAIN BUT SEEMS TO BE FOUNDED ON ONE-SIDE APPROACH BY MOST LATIN DELS WHO ARE DIPLOMATS IN VIENNA WITHOUT ANY APPRECIATION OF ISSUES, JOINED WITH BRAZILIAN, ARGENTINE AND PERUVIAN WHO FOR OWN REASONS HAVE BEEN EXTREMELY RIGID IN SUPPORT ILC TEXT AND IN OPPOSITION TO VIRTUALLY ALL

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WESTERN POSITIONS.

6. EXAMPLE OF ALTERATIONS IN COMMITTEE OF WHOLE TEXT ARE:

A. SOVIET MOVE AGAINST RETENTION OF FIVE OF OTHER DISASTER PROVISION IN ARTICLE 23 WAS SUPPORTED BY VOTE OF 26(US)-28-16. ARTICLE 23 AS WHOLE PASSED WITH BARE MINIMUM OF 38-19-(US)-11;

B. VENEZUELAN MOVE TO DELETE "POUCH INSPECTION"
PROVISION IN ARTICLE 27 WAS APPROVED BY 33-22(US)-15
AND ARTICLE AS WHOLE WAS ADOPTED BY 40-6(US)-22;

C. BRAZILIAN MOVE AGAINST RETENTION OF PARA ONE(D)
OF ARTICLE 30 WHICH EXCLUDES AUTO ACCIDENTS FROM IMMUNITY
FROM JURISDICTION SUCCEEDED BY VOTE OF 21(US)-33-9 AND
ARTICLE AS AMENDED APPROVED BY 43-12-11(US);

D. RUMANIAN MOVE AGAINST RETENTION OF SENTENCE
IN ARTICLE 31 AND ARTICLE 62 WHICH REINFORCES FUNC-
TIONAL LIMITS OF PRIVILEGES AND IMMUNITY SUCCEEDED WHEN
SENTENCE WAS DELETED BY 26(US)-30-12 AND 26(US)-28-7
RESPECTIVELY;

E. SOVIET MOVE TO DELETE PROVISION IN ARTICLE 54
WAS ADOPTED BY 29(US)-21-16. HOWEVER, STEAMROLLING
TACTICS BROKE DOWN WHEN ARTICLE AS WHOLE WAS DEFEATED
BY VOTE OF 38-24(US)-9.MOWINCKEL

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